



DEPARTMENT OF ENERGY  
Federal Energy Regulatory Commission

[Project No. 15278-000]

Rye Sutton Hydroelectric, LLC; Notice of Preliminary Permit Application Accepted for Filing and Soliciting Comments, Motions to Intervene, and Competing Applications

On June 6, 2022, Rye Sutton Hydroelectric, LLC, filed an application for a preliminary permit, pursuant to section 4(f) of the Federal Power Act (FPA), proposing to study the feasibility of hydropower at the existing U.S. Army Corps of Engineers' (Corps) Sutton Dam located on the Elk River in Braxton County, West Virginia. The sole purpose of a preliminary permit, if issued, is to grant the permit holder priority to file a license application during the permit term. A preliminary permit does not authorize the permit holder to perform any land-disturbing activities or otherwise enter upon lands or waters owned by others without the owners' express permission.

The proposed Sutton Dam Hydroelectric Project would consist of the following: (1) a new 40-foot-wide, 60-foot-long powerhouse to be located downstream of the Corps dam along the southern bank; (2) a new multiple-port intake structure against the upstream face of the dam; (3) a new 12-foot-diameter, approximately 300-foot-long steel penstock; (4) two turbine-generator units with a total generating capacity of 6 megawatts; (5) a new 100-foot-wide by 300-foot-long tailrace; (6) a new substation with a step-up transformer; (7) a new 550-foot-long, 12-kilovolt transmission line; and (8) appurtenant facilities. The proposed project would have an estimated annual generation of 24,000 megawatt-hours.

Applicant Contact: Michael Rooney, Rye Development, LLC, 100 S. Olive Street, West Palm Beach, FL 33401; phone: (412) 400-4186; Erik Steimle, Rye Development, LLC, 100 S. Olive Street, West Palm Beach, FL 33401; phone: (503) 998-0230.

FERC Contact: Monir Chowdhury; phone: (202) 502-6736.

Deadline for filing comments, motions to intervene, competing applications (without notices of intent), or notices of intent to file competing applications: 60 days from the issuance of this notice. Competing applications and notices of intent must meet the requirements of 18 CFR 4.36.

The Commission strongly encourages electronic filing. Please file comments, motions to intervene, notices of intent, and competing applications using the Commission's eFiling system at <https://ferconline.ferc.gov/FEROnline.aspx>. Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system at <https://ferconline.ferc.gov/QuickComment.aspx>. You must include your name and contact information at the end of your comments. For assistance, please contact FERC Online Support at [FEROnlineSupport@ferc.gov](mailto:FEROnlineSupport@ferc.gov), (866) 208-3676 (toll free), or (202)

502-8659 (TTY). In lieu of electronic filing, you may submit a paper copy. Submissions sent via the U.S. Postal Service must be addressed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street NE, Room 1A, Washington, DC 20426. Submissions sent via any other carrier must be addressed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 12225 Wilkins Avenue, Rockville, Maryland 20852.

More information about this project, including a copy of the application, can be viewed or printed on the "eLibrary" link of the Commission's website at <https://elibrary.ferc.gov/eLibrary/search>. Enter the docket number (P-15278) in the docket number field to access the document. For assistance, contact FERC Online Support.

Dated: July 28, 2022.

Kimberly D. Bose,  
Secretary.

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